

Subpart J—District of Columbia

§ 52.470 Identification of plan.

(a) *Purpose and scope.* This section sets forth the applicable State implementation plan for the District of Columbia under section 110 of the Clean Air Act (42 U.S.C. 7401) and 40 CFR part 51 to meet national ambient air quality standards.

(b) *Incorporation by reference.* (1) Material listed in paragraphs (c) and (d) of this section with an EPA approval date prior to July 1, 1998 was approved for incorporation by reference by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Material is incorporated as it exists on the date of the approval, and notice of any change in the material will be published in the FEDERAL REGISTER. Entries in paragraphs (c) and (d)

of this section with EPA approval dates after July 1, 1998, will be incorporated by reference in the next update to the SIP compilation.

(2) EPA Region 3 certifies that the rules/regulations provided by EPA in the SIP compilation at the addresses in paragraph (b)(3) of this section are an exact duplicate of the officially promulgated State rules/regulations which have been approved as part of the State implementation plan as of July 1, 1998.

(3) Copies of the materials incorporated by reference may be inspected at the Region 3 EPA Office at 1650 Arch Street, Philadelphia, PA 19103; the Office of the Federal Register, 800 North Capitol Street, NW., Suite 700, Washington, DC; or at EPA, Air and Radiation Docket and Information Center, Air Docket (6102), 401 M Street, SW., Washington, DC 20460.

(c) *EPA approved regulations.*

EPA-APPROVED DISTRICT OF COLUMBIA REGULATIONS

State citation	Title/subject	State effective date	EPA approval date	Comments
Chapter 1—General				
Section 100 ..	Purpose, Scope and Construction	3/15/85	8/28/95, 60 FR 44431	
Section 101 ..	Inspection	3/15/85	8/28/95, 60 FR 44431	
Section 102 ..	Orders for Compliance	3/15/85	8/28/95, 60 FR 44431	
Section 104 ..	Hearings	3/15/85	8/28/95, 60 FR 44431	
Section 105 ..	Penalty	3/15/85	8/28/95, 60 FR 44431	
Section 106 ..	Confidentiality of Reports	3/15/85	8/28/95, 60 FR 44431	
Section 107 ..	Control Devices or Practices	3/15/85	8/28/95, 60 FR 44431	
Section 199 ..	Definitions and Abbreviations	4/29/97	7/31/97	
Section 8–2: 702.	Definitions; definition of “stack”	7/7/72	9/22/72, 37 FR 19806	
Section 8–2: 724.	Variances	7/7/72	9/22/72, 37 FR 19806	
Chapter 2—General and Non-Attainment Area Permits				
Section 200 ..	General Permit Requirements	4/29/97	7/31/97, 62 FR 40937	
Section 201 ..	General Requirements for Permit Issuance	4/29/97	7/31/97, 62 FR 40937	
Section 202 ..	Modification, Revocation and Termination of Permits.	4/29/97	7/31/97, 62 FR 40937	
Section 204 ..	Requirements for Sources Affecting Nonattainment Areas.	4/29/97	7/31/97, 62 FR 40937	
Section 206 ..	Notice and Comment Prior To Permit Issuance ..	4/29/97	7/31/97, 62 FR 40937	
Section 299 ..	Definitions and Abbreviations	4/29/97	7/31/97, 62 FR 40937	Paragraphs (c) through (i), as they apply to operating permits for sources not subject to the provisions of Section 204
Section 8–2: 720.	Permits to Construct or Modify; Permits to Operate.	7/7/72	9/22/72, 37 FR 19806	
Chapter 4—Ambient Monitoring and Emergency Procedures				
Section 400 ..	Air Pollution Monitoring	3/15/85	8/28/95, 60 FR 44431	
Section 401 ..	Emergency Procedures	3/15/85	8/28/95, 60 FR 44431	

EPA-APPROVED DISTRICT OF COLUMBIA REGULATIONS—Continued

State citation	Title/subject	State effective date	EPA approval date	Comments
Section 499 ..	Definitions and Abbreviations	3/15/85	8/28/95, 60 FR 44431	
Chapter 5—Source Monitoring and Testing				
Sections 500.1 through 500.3.	Records, Reports and Monitoring Devices	3/15/85	8/28/95, 60 FR 44431	Exceptions: Paragraphs 5.11, 5.12 and 5.14 are not part of the SIP
Sections 500.4, 500.5.	Records, Reports, and Monitoring Devices	9/30/93	1/26/95, 60 FR 5134	
Section 500.7	Emission Statements	9/30/93	5/26/95, 60 FR 27944	
Section 501 ..	Monitoring Devices	3/15/85	8/28/95, 60 FR 44431	
Sections 502.1 through 502.15.	Sampling, Tests and Measurements	3/15/85	8/28/95, 60 FR 44431	
Section 502.18.	Sampling, Tests and Measurements	9/30/93	1/26/95, 60 FR 5134	
Section 599 ..	Definitions and Abbreviations	3/15/85	8/28/95, 60 FR 44431	
Chapter 6—Particulates				
Section 600 ..	Fuel-Burning Particulate Emissions	3/15/85	8/28/95, 60 FR 44431	
Section 601 ..	Rotary Cup Burners	3/15/85	8/28/95, 60 FR 44431	
Section 602 ..	Incinerators	3/15/85	8/28/95, 60 FR 44431	
Section 603 ..	Particulate Process Emissions	3/15/85	8/28/95, 60 FR 44431	
Section 604 ..	Open Burning	3/15/85	8/28/95, 60 FR 44431	
Section 605 ..	Control of Fugitive Dust	3/15/85	8/28/95, 60 FR 44431	
Section 606 ..	Visible Emissions	3/15/85	8/28/95, 60 FR 44431	
Section 699 ..	Definitions and Abbreviations	3/15/85	8/28/95, 60 FR 44431	
Chapter 7—Volatile Organic Compounds				
Section 710 ..	Engraving and Plate Printing	3/15/85	8/4/92, 57 FR 34249	Citation revised 6/23/75 @ 40 FR 26274 Citation revised 6/23/75 @ 40 FR 26274 Citation revised 6/23/75 @ 40 FR 26274
Section 8–2: 707(a).	Storage of Petroleum Products	3/1/74	6/23/75, 40 FR 26274	
Section 8–2: 707(b).	Gasoline Loading	2/26/81	12/16/81, 46 FR 61254	
Section 8–2: 707(c).	Gasoline Transfer Vapor Control	2/26/81	12/16/81, 46 FR 61254	
Section 8–2: 707(d).	Control of Evaporative Losses from the Filling of Vehicular Tanks.	2/26/81	12/16/81, 46 FR 61254	
Section 8–2: 707(e).	Dry Cleaners	3/1/74	6/23/75, 40 FR 26274	
Section 8–2: 707(f).	Organic Solvents	3/1/74	9/28/77, 42 FR 49811	
Section 8–2: 707(g).	Pumps and Compressors	7/7/72	9/22/72, 37 FR 19806	
Section 8–2: 707(h).	Waste Gas Disposal from Ethylene Producing Plant.	7/7/72	9/22/72, 37 FR 19806	
Section 8–2: 707(i).	Waste Gas Disposal from Vapor Blow-Down System.	7/7/72	9/22/72, 37 FR 19806	
Section 8–2: 707(j).	Solvent Cleaning Degreasing	2/26/81	12/16/81, 46 FR 61254	
Section 8–2: 707(k).	Asphalt Operations	2/26/81	9/22/72, 37 FR 19806	
Chapter 8—Asbestos, Sulfur and Nitrogen Oxides				
Section 801 ..	Sulfur Content of Fuel Oils	3/15/85	8/28/95, 60 FR 44431	
Section 802 ..	Sulfur Content of Coal	3/15/85	8/28/95, 60 FR 44431	
Section 803 ..	Sulfur Process Emissions	3/15/85	8/28/95, 60 FR 44431	
Section 804 ..	Nitrogen Oxide Emissions	3/15/85	8/28/95, 60 FR 44431	
Section 899 ..	Definitions and Abbreviations	3/15/85	8/28/95, 60 FR 44431	

Environmental Protection Agency, EPA

§ 52.470

EPA-APPROVED DISTRICT OF COLUMBIA REGULATIONS—Continued

State citation	Title/subject	State effective date	EPA approval date	Comments
Chapter 9—Motor Vehicle Pollutants, Lead, Odors, and Nuisance Pollutants				
Section 904 ..	Oxygenated Fuels	9/30/93	1/26/95, 60 FR 5134	
Appendices.				
Appendix 1 ...	Emission Limits for Nitrogen Oxide	3/15/85	8/28/95, 60 FR 44431	
Appendix 2 ...	Table of Allowable Particulate Emissions from Process Sources.	3/15/85	8/28/95, 60 FR 44431	
Appendix 3 ...	Allowable VOC Emissions Under Section 710	3/15/85	8/28/95, 60 FR 44431	
Title 18—Vehicles and Traffic				
Chapter 4 Motor Vehicle Title and Registration				
Section 411 ..	Registration of Motor Vehicles: General Provisions.	10/10/86	June 11, 1999	
Section 412 ..	Refusal of Registration	10/17/97	June 11, 1999	
Section 413 ..	Application for Registration	9/16/83	June 11, 1999	
Section 429 ..	Enforcement of Registration and Reciprocity Requirements.	3/4/83	June 11, 1999	
Chapter 6 Inspection of Motor Vehicles				
Section 600 ..	General Provisions	4/23/82	June 11, 1999	
Section 602 ..	Inspection Stickers	3/15/85	June 11, 1999	
Section 603 ..	Vehicle Inspection: Approved Vehicles	6/29/74; Recodified 4/1/81	June 11, 1999	
Section 604 ..	Vehicle Inspection: Rejected Vehicles	11/23/84	4/10/86, 51 FR 12322	
Section 606 ..	Vehicle Inspection: Condemned Vehicles	6/29/74; Recodified 4/1/81	June 11, 1999	
Section 607 ..	Placement of Inspection Stickers on Vehicles	4/7/77; Recodified 4/1/81	June 11, 1999	
Section 608 ..	Lost, Mutilated or Detached Inspection Stickers ..	6/30/72; Recodified 4/1/81	June 11, 1999	
Section 609 ..	Inspection of Non-Registered Motor Vehicles	6/30/72; Recodified 4/1/81	June 11, 1999	
Section 617 ..	Inspection Certification	7/22/94	June 11, 1999	
Section 618 ..	Automotive Emissions Repair Technician	7/22/94	June 11, 1999	
Section 619 ..	Vehicle Emission Recall Compliance	10/17/97	June 11, 1999	
Chapter 7 Motor Vehicle Equipment				
Section 701 ..	Historic Motor Vehicles	2/25/78; Recodified 4/1/81	June 11, 1999	
Section 750 ..	Exhaust Emission Systems	4/26/77; Recodified 4/1/81	June 11, 1999	
Section 751 ..	Compliance with Exhaust Emission Standards	7/22/94	June 11, 1999	
Section 752 ..	Maximum Allowable Levels of Exhaust Components.	10/17/97	June 11, 1999	
Section 753 ..	Inspection of Exhaust Emission Systems	5/23/83	4/10/86, 51 FR 12322	
Section 754 ..	Federal Transient Emissions Test: Testing Procedures.	7/22/94	June 11, 1999	
Section 755 ..	Federal Transient Emissions Test: Equipment	7/22/94	June 11, 1999	
Section 756 ..	Federal Transient Emissions Test: Quality Assurance Procedures.	7/22/94	June 11, 1999	
Chapter 11 Motor Vehicle Offenses and Penalties				
Section 1101	Offenses Related to Title, Registration, and Identification Tags.	6/30/72; Recodified 4/1/81	June 11, 1999	
Section 1103	Offenses Related to Inspection Stickers	6/30/72; Recodified 4/1/81	June 11, 1999	
Section 1104	False Statements, Alterations, Forgery, and Dishonest Checks.	11/29/91	June 11, 1999	

EPA-APPROVED DISTRICT OF COLUMBIA REGULATIONS—Continued

State citation	Title/subject	State effective date	EPA approval date	Comments
Section 1110	Penalties for Violations	11/29/91	June 11, 1999.	
Chapter 26 Civil Fines for Moving and Non-Moving Violations				
Section 2600.1.	Infraction: Inspection, Registration Certificate, Tags.	8/31/90	June 11, 1999	
Chapter 99 Definitions				
Section 9901	Definitions	10/17/97	June 11, 1999	

(d) *EPA approved State source specific requirements.*

EPA-APPROVED DISTRICT OF COLUMBIA SOURCE-SPECIFIC PERMITS

Name of source	Permit number	State effective date	EPA approval date	Comments
None				

(e) [Reserved]

[63 FR 67417, Dec. 7, 1998, as amended at 64 FR 31500, June 11, 1999]

EFFECTIVE DATE NOTE: At 64 FR 31500, June 11, 1999, § 52.470 was amended by adding an entry for Title 18, Chapters 4, 6, 7, 11, 26 and 99 at the end of the table in paragraph (c) in

the “EPA Approved Regulations in the District of Columbia SIP”, effective Aug. 10, 1999.

§ 52.471 Classification of regions.

The District of Columbia plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Ozone
National Capital Interstate	I	I	III	I	I

[37 FR 10857, May 31, 1972, as amended at 39 FR 16346, May 8, 1974; 46 FR 61263, Dec. 16, 1981]

§ 52.472 Approval status.

(a) With the exceptions set forth in this subpart, the Administrator approves the District of Columbia’s plan for the attainment and maintenance of the national standards.

(b) With respect to the transportation control strategies submitted on April 19, July 9, and July 16, 1973, the Administrator approves the measures for parking surcharge, car pool locator, vehicle inspection, express bus lanes, increased bus fleet and service, elimination of free parking by private employers, with exceptions set forth in §§ 52.476, 52.483, 52.486, and 52.479.

(c) With the exceptions set forth in this subpart, the Administrator ap-

proves the District of Columbia’s plan for the attainment and maintenance of the national standards under section 110 of the Clean Air Act. Furthermore, the Administrator finds that the plan satisfies all requirements of Part D, Title 1, of the Clean Air Act as amended in 1977.

(d) Section 710 of title 20 of the District of Columbia Regulations is approved with the following condition: Any alternative controls or exemptions under section 710.8 approved or granted by the District of Columbia are subject to a public notice and public hearing requirements and must be submitted to EPA as SIP revisions. Such alternatives or exemptions are not effective

until approved as SIP revisions by EPA.

(e) [Reserved]

(f) Disapproval of revisions to the District of Columbia State Implementation Plan, District of Columbia Municipal Regulations (DCMR) Title 20, Sections 200, 201, 202, 204 and 299, pertaining to permitting of sources, and associated definitions in Section 199 submitted on June 21, 1985 and October 22, 1993 by the Mayor of the District of Columbia (1985 submittal) and by the Administrator of the District of Columbia Environmental Regulation Administration (1993 submittal). The disapproved regulations include those applicable to major new and major modified sources wishing to locate in the District. A new source review program for such major sources is required under sections 182 and 184 of the Clean Air Act. There are many deficiencies in the DCMR permitting regulations. Some of these deficiencies are the lack of public notice and comment procedures for new and modified sources applying for construction permits, the existence of a provision that allows the Mayor to grant indefinite 1-month temporary permits to those sources whose permits he/she determines have been delayed because of his/her office, the inclusion of a major source operating permit program, the inclusion of a minor source operating permit program that does not meet Part D requirements of the Act, the exemption of certain fuel burning (nitrogen oxide emitting) sources, incorrect citations of the Clean Air Act, a provision that allows circumvention of the offset requirement, and the lack of the de minimis special modification provisions required in serious and severe ozone non-attainment areas (section 182(c)(6) of the Clean Air Act).

[38 FR 33709, Dec. 6, 1973, as amended at 46 FR 61263, Dec. 16, 1981; 57 FR 34251, Aug. 4, 1992; 60 FR 5136, Jan. 26 1995; 60 FR 15486, Mar. 24, 1995; 61 FR 2936, Jan. 30, 1996]

§52.473 Conditional approval.

(a) The District of Columbia's November 25, 1997 submittal, for an enhanced motor vehicle inspection and maintenance (I/M) program, is conditionally approved pending full implementation of the program by April 30,

1999. Should the District fail to fulfill this condition by April 30, 1999, this conditional approval will convert to a disapproval pursuant to CAA section 110(k). In that event, EPA would issue a letter to notify the District that the condition had not been met, and that the approval had converted to a disapproval.

(b) EPA is conditionally approving as a revision to the District of Columbia State Implementation Plan the 15 Percent Rate of Progress Plan for the District of Columbia's portion of the Metropolitan Washington, D.C. ozone non-attainment area, submitted by the Director of the District of Columbia Department of Public Health on April 16, 1998. EPA's approval is conditioned upon the District meeting the April 30, 1999 start date committed to and contained in its November 27, 1997 enhanced I/M SIP revision submittal. The conversion from conditional approval to full approval or to disapproval will be dependent upon whether or not the District meets the start date of April 30, 1999 committed to in the enhanced I/M SIP revision. If the District starts the enhanced testing program on or before April 30, 1999, then any final conditional approval shall convert to a full approval of the SIP revision. If the District fails to fully implement enhanced I/M testing in the District by April 30, 1999, EPA would notify the District by letter that the condition has not been met and that this final conditional approval has converted to a disapproval, and the clock for imposition of sanctions under section 179(a) of the Act would start as of the date of the letter. Subsequently, a notice would be published in the FEDERAL REGISTER announcing that the 15% plan SIP revision has been disapproved.

[63 FR 29957, June 2, 1998, as amended at 63 FR 36585, July 7, 1998]

EFFECTIVE DATE NOTE: At 64 FR 31501, June 11, 1999, §52.473 was amended by removing and reserving paragraph (a), effective Aug. 10, 1999.

§52.474 1990 Base Year Emission Inventory.

(a) EPA approves as a revision to the District of Columbia Implementation Plan the 1990 base year emission inventory for the Washington Metropolitan

Statistical Area, submitted by Director, District of Columbia Consumer and Regulatory Affairs, on January 13, 1994 and October 12, 1995. This submittal consist of the 1990 base year stationary, area and off-road mobile and on-road mobile emission inventories in the Washington Statistical Area for the pollutant, carbon monoxide (CO).

(b) EPA approves as a revision to the District of Columbia State Implementation Plan the 1990 base year emission inventory for the District's portion of the Metropolitan Washington DC ozone nonattainment area submitted by the Director, DCRA, on January 13, 1994. This submittal consists of the 1990 base year point, area, highway mobile, non-road and biogenic source emission inventories in the area for the following pollutants: Volatile organic compounds (VOC), carbon monoxide (CO), and oxides of nitrogen (NO_x).

(c) EPA approves as a revision to the District of Columbia State Implementation Plan an amendment to the 1990 base year emission inventories for the District's portion of the Metropolitan Washington, D.C. ozone nonattainment area submitted by the Director, Department of Consumer and Regulatory Affairs, on November 3, 1997. This submittal consists of amendments to the 1990 base year point, area, highway mobile, and non-road source emission inventories in the area for the following pollutants: volatile organic compounds (VOC), and oxides of nitrogen (NO_x).

[61 FR 2936, Jan. 30, 1996, as amended at 62 FR 19679, Apr. 23, 1997; 63 FR 36858, July 8, 1998]

§§ 52.475–52.478 [Reserved]

§ 52.479 Source surveillance.

(a) [Reserved]

(b) The requirements of § 51.213 are not met with respect to the strategies for carpool locator service. The remaining transportation measures in the previously federally-promulgated implementation plan have been mooted by court decision (*District of Columbia v. Costle*, 567 F. 2d 1091 (D.C. Cir 1977)) or rescinded by EPA.

[46 FR 61263, Dec. 16, 1981, as amended at 51 FR 40677, Nov. 7, 1986]

§ 52.480 Photochemical Assessment Monitoring Stations (PAMS) Program.

On January 14, 1994 the District of Columbia's Department of Consumer and Regulatory Affairs submitted a plan for the establishment and implementation of a Photochemical Assessment Monitoring Stations (PAMS) Program as a state implementation plan (SIP) revision, as required by section 182(c)(1) of the Clean Air Act. EPA approved the Photochemical Assessment Monitoring Stations (PAMS) Program on September 11, 1995 and made it part of the District of Columbia SIP. As with all components of the SIP, the District of Columbia must implement the program as submitted and approved by EPA.

[60 FR 47084, Sept. 11, 1995]

§§ 52.481–52.497 [Reserved]

§ 52.498 Requirements for state implementation plan revisions relating to new motor vehicles.

The District of Columbia must comply with the requirements of § 51.120.

[60 FR 4737, Jan. 24, 1995]

§ 52.499 Significant deterioration of air quality.

(a) The requirements of sections 160 through 165 of the Clean Air Act are not met, since the plan does not include approvable procedures for preventing the significant deterioration of air quality.

(b) Regulations for preventing significant deterioration of air quality. The provisions of § 52.21 (b) through (w) are hereby incorporated and made a part of the applicable state plan for the District of Columbia.

[43 FR 26410, June 19, 1978, as amended at 45 FR 52741, Aug. 7, 1980]

§ 52.510 Small business assistance program.

On October 22, 1993, the Administrator of the District of Columbia Environmental Regulation Administration submitted a plan for the establishment and implementation of a Small Business Technical and Environmental Compliance Assistance Program as a state implementation plan revision

(SIP), as required by title V of the Clean Air Act. EPA approved the Small Business Technical and Environmental Compliance Assistance Program on August 17, 1994 and made it part of the District of Columbia SIP. As with all components of the SIP, the District of Columbia must implement the program as submitted and approved by EPA.

[59 FR 42168, Aug. 17, 1994]

§52.515 Original identification of plan section.

(a) This section identifies the original "Air Implementation Plan for the District of Columbia" and all revisions submitted by the District of Columbia that were federally approved prior to July 1, 1998.

(b) The above plan was officially submitted on January 31, 1972, by the Mayor/Commissioner.

(c) The plan revisions listed below were submitted on the dates specified.

(1) Control strategies for sulfur oxides and particulate matter were defined by the District's "Implementation Plan for Controlling Sulfur Oxide and Particulate Air Pollutants" submitted on August 14, 1970, by the District of Columbia.

(2) Addition to Permit to Construct regulation, Section 8-2:720 of the District of Columbia Control Regulations, plus miscellaneous non-regulatory revisions to the plan submitted April 28, 1972, by the District of Columbia.

(3) Particulate matter emission rate graph submitted on January 29, 1973, by the Department of Environmental Services.

(4) Plan revisions were submitted on January 29, 1973, by the Department of Environmental Services.

(5) Transportation Control Plans for the District of Columbia's portion of National Capital AQCR submitted on April 20, 1973, by the Mayor/Commissioner.

(6) Amendments to the Transportation Control Plan for the District of Columbia submitted on July 9, 1973, by the Mayor/Commissioner.

(7) Amendments to the Transportation Control Plan for the District of Columbia submitted on July 16, 1973, by the Mayor/Commissioner.

(8) Amendments to Sections 8-2:702 (Definitions) and 8-2:707, (Control of

Organic Compounds), subsections (a), (b), (c), (d), (e), and (f) of the District of Columbia Air Quality Control Regulations submitted on March 22, 1974 by the Mayor/Commissioner.

(9) Amendments to Sections 8-2:704 and 8-2:705 of the District of Columbia Air Quality Control Regulations submitted on February 25, 1976 by the Mayor.

(10) Section 8-2:709 and Section 8-2:724 are amended to limit particulate emissions to .08 grains per day standard cubic foot at Solid Waste Reduction Center #1 (S.W.R.C. #1) and allow continued operation of S.W.R.C. #1 respectively; submitted July 17, 1975 by the District of Columbia.

(11) Amendments to Sections 8-2:704 (Use of Certain Fuel Oils Forbidden), 8-2:705 (Use of Certain Coal Forbidden), and 8-2:713 (Visible Emissions) of the District of Columbia Air Quality Control Regulations submitted on March 3, 1977 by the Mayor.

(12) Amendments to Sections 8-2:702 (Definitions), 8-2:708 (Fuel Burning Particulate Emission) and 8-2:720 (Permits to Construct or Modify, Permits to Operate); an amendment deleting Appendix 1 from the District of Columbia Air Quality Control Regulations submitted by the Mayor on May 25, 1978.

(13) Amendments to Sections 8-2:704 (Allowable Sulfur Content in Fuel Oil) and 8-2:705 (Allowable Sulfur Content in Coal) of the District's Air Quality Control Regulations submitted on December 27, 1978, by Mayor Walter E. Washington is hereby approved until December 31, 1980.

(14)-(15) [Reserved]

(16) Amendments to Sections 8-2:702 (Definition Changes), 8-2:708 (Performance Testing), 8-2:713 (Visible Emissions), 8-2:718 (Emission Testing), 8-2:726 (Penalties) of the District's Air Quality Control Regulations, and Section 6-812(a)(5) (Penalties) of the District of Columbia's Air Quality Control Act submitted on December 27, 1978 by Mayor Walter E. Washington.

(17) Amendments to Sections 8-2:704 (Allowable Sulfur Content in Fuel Oil) and 8-2:705 (Allowable Sulfur Content in Coal) of the District's Air Quality

Control Regulations submitted on December 27, 1978, by Mayor Walter E. Washington are approved indefinitely.

(18) Amendments to Regulations I (Definitions), XXIV (Control of Volatile Organic Compounds Emissions) and XXV (Requirements for Preconstruction Review) submitted on March 19, 1980 by the Secretary, Delaware Department of Natural Resources and Environmental Control.

(19) The Plan revision entitled "Revisions to the Implementation Plan for the District of Columbia for Attainment of the National Ambient Air Quality Standards for Particulates, Oxidants and Carbon Monoxide" for all areas designated nonattainment as of March 3, 1978 and September 12, 1978 submitted on December 26, 1979 by the Mayor. Included was a request for revocation and/or revision of sections of subpart J which have been mooted by court decision (*District of Columbia v. Costle*, 567 F. 2d 1091 (D.C. Cir. 1977)), Congressional action, or rescission by EPA.

(20) Inspection and Maintenance Program Amendments to the transportation control portion of the non-attainment plan were submitted by the Mayor on September 7, 1979 and May 6, 1981.

(21) Amendments to the District's Air Quality Control Regulations for control of particulate matter, carbon monoxide and ozone were submitted by the Mayor on June 23, 1981.

(22) The Washington, DC Implementation Plan for maintaining the National Ambient Air Quality Standard for lead submitted on October 7, 1982 by the Mayor.

(23) Revision for Public Notification of Air Quality, submitted on December 5, 1983.

(24) Revision for Conflict of Interest procedures, submitted on December 6, 1983.

(25) Plan revision, excluding the required vehicle emission inspection program, providing for attainment of the Ozone and Carbon Monoxide Standards, submitted by the District of Columbia on December 28, 1982 and April 15, 1983.

(26) Revision to the 1982 District of Columbia Ozone and Carbon Monoxide Attainment Plan consisting of an approvable vehicle emission inspection

and maintenance program, therefore, completing all necessary requirements for attainment of the Ozone and Carbon Monoxide standards; submitted by the Mayor on May 3, 1985. See paragraph (c)(25) of this section for date of original submittal.

(i) Incorporation by reference.

(A) Amendment to section 604 (Vehicle Inspection: Rejected Vehicles) of Title 18 of the District of Columbia Municipal Regulations as published in the *District of Columbia Register* on November 23, 1984.

(27) Revisions to the State Implementation Plan submitted by the Mayor of the District of Columbia on June 21, 1985, which define and impose RACT to control volatile organic compound emissions from engraving and plate printing sources.

(i) Incorporation by reference.

(A) A letter from the Mayor of the District of Columbia dated June 21, 1985, submitting revision to the District of Columbia State Implementation Plan, and a letter from the District of Columbia Department of Consumer and Regulatory Affairs dated April 1, 1992, formally submitting additional information supplementing the June 21, 1985 submittal.

(B) Section 710 of title 20, submitted June 21, 1985 and effective March 15, 1985.

(28) Revisions to 20 District of Columbia Municipal Regulations (DCMR) pertaining to oxygenated gasoline submitted on October 22, 1993 by the District of Columbia's Department of Consumer and Regulatory Affairs.

(i) Incorporation by reference.

(A) Letter of October 22, 1993 from the District of Columbia's Department of Consumer and Regulatory Affairs transmitting the oxygenated gasoline regulations.

(B) District of Columbia Register dated July 30, 1993 containing 20 DCMR chapter 1, Section 199 definitions for the terms blending plant, distributor, non-oxygenated gasoline, oxygenate, oxygenated gasoline, oxygenated gasoline control period, oxygenated gasoline control area, refiner, refinery, retailer, retail outlet, terminal, wholesale purchaser-consumer; Chapter 5, Section 500, subsections 500.4 and 500.5; chapter 5, section 502, subsection 502.18;

Chapter 9, section 904, subsections 904.1 and 904.2, effective September 30, 1993.

(ii) Additional material.

(A) Remainder of October 22, 1993 District of Columbia submittal.

(29)–(31) [Reserved]

(32) Revisions to the District of Columbia Regulations State Implementation Plan submitted on October 22, 1993 by the Government of the District of Columbia Department of Consumer and Regulatory Affairs.

(i) Incorporation by reference.

(A) Letter of October 22, 1993 from the Government of the District of Columbia Department of Consumer and Regulatory Affairs transmitting a revised regulation which require owners of stationary sources to submit emission statements annually.

(B) D.C. ACT 10-56 amendments to District of Columbia Air Pollution Control Act of 1984, Section 20 DCMR 199, specifically the addition of new definitions, and the addition of Section 20 DCMR 500.7. Effective on September 30, 1993.

(33) [Reserved]

(34) Revisions to Title 20 the District of Columbia Municipal Regulations (DCMR) on June 21, 1985 by the District of Columbia:

(i) Incorporation by reference.

(A) Letter of June 21, 1985 from the Mayor of the District of Columbia transmitting Act 5-165, representing the air pollution control regulations codified in 20 DCMR.

(B) The revised provisions of 20 DCMR, effective March 15, 1985, as described below:

(1) Chapter 1—General.

Section 100 (Purpose, Scope, and Construction), subsections 100.1 through 100.5

Section 101 (Inspection), subsection 101.1

Section 102 (Orders for Compliance), subsections 102.1 through 102.3

Section 104 (Hearings), subsections 104.1 through 104.5

Section 105 (Penalty), subsections 105.1 through 105.4

Section 106 (Confidentiality of Reports), subsections 106.1 and 106.2

Section 107 (Control Devices or Practices), subsections 107.1 through 107.4

Section 199 The following definitions and abbreviations:

Definitions (Section 199.1)—*Added*: Affected facility, Building, structure, facility, or installation, Cartridge filter, Component, Containers and conveyers of solvent, Crude oil,

Cylinder wipe, Emission unit, Federally enforceable, Flexography, Fugitive emission, Gas services, Gas services for pipeline/valves and pressure relief valves, Gravure, Heatset, Hydrocarbon, Ink, Inking cylinder, Innovative control technology, Intaglio, Leaking component, Lease custody transfer, Letterpress, Letterset, Liquid service, Necessary preconstruction, Net emission increase, Offset printing process, Offset lithography, Paper wipe, Perceptible, leak, Petroleum solvent, Plate, Printing, Printing operation, Printing Unit, Refinery operator, Refinery unit, Routing, Secondary emissions, Substrate, Vacuum still, Valves not externally regulated, Water-based solvent, Wiping solution. *Revised*: Air pollution, Distillate oil, Dry cleaning, Existing source, Fugitive dust, Incinerator, Loading facilities, Person, Start-up, Stationary source, Vapor tight, Wipe cleaning.

Unchanged from Section 8-2:702: Air Pollutant, Control Device, Conveyorized Degreaser, Cutback Asphalt, Cold Cleaner, District, Emission, Episode Stage, Fossil Fuel, Fossil-Fuel-Fired Steam-Generating Unit, Freeboard, Fuel Burning Equipment, Gasoline, Malfunction, Multiple Chamber Incinerator, Opacity, Open-top Vapor Degreaser, Organic Solvents, Particulate Matter, Photochemically Reactive Solvent, Process, Process Weight, Process Rate Per Hour, Ringelmann Smoke Chart, Smoke, Solid Waste, Standard Conditions, Submerged Fill Pipe, Volatile Organic Compounds.

Abbreviations (Section 199.2)—*Added*: CFR, EPA, ppmv *Unchanged from Section 8-2:702*: B.T.U., cal., CO, COHs, cfm, g., Hi-Vol., hr., lb., max., NO₂, No., ppm, psia, SO₂, µg/m³, U.L.

NOTE: Section 199 of Chapter 1 lists all of the applicable definitions and abbreviations, while Sections X99.1 and X99.2 of each chapter contain a cross-reference to definitions listed in Section 199.1 and abbreviations listed in Section 199.2.

(2) Chapter 4—Ambient Monitoring and Emergency Procedures.

Section 400 (Air Pollution Reporting Index), subsection 400.1

Section 401 (Emergency Procedures), subsections 401.1 through 401.4, 401.2 through 401.8, 401.7 (duplicate) and 401.8 (duplicate)

Section 499 (Definitions and Abbreviations), subsections 499.1 and 499.2

(3) Chapter 5—Source Monitoring and Testing.

Section 500 (Source Monitoring and Testing), subsections 500.1 through 500.3

Section 501 (Monitoring Devices), subsections 501.1 through 501.3

Section 502 (Sampling, Tests, and Measurements), subsections 502.1 through 502.15

(except for subsections 502.11, 502.12, and 502.14)
Section 599 (Definitions and Abbreviations), subsections 599.1 and 599.2

(4) Chapter 6—Particulates.

Section 600 (Fuel-Burning Particulate Emission), subsections 600.1 through 600.7
Section 601 (Rotary Cup Burners), subsections 601.1 and 601.2
Section 602 (Incinerators), subsections 602.1 through 602.6
Section 603 (Particulate Process Emissions), subsections 603.1 through 603.3
Section 604 (Open Burning), subsections 604.1 and 604.2
Section 605 (Control of Fugitive Dust), subsections 605.1 through 605.4
Section 606 (Visible Emissions), subsections 606.1 through 606.9
Section 699 (Definitions and Abbreviations), subsections 699.1 and 699.2

(5) Chapter 8—Asbestos, Sulfur and Nitrogen Oxides.

Section 801 (Sulfur Content of Fuel Oils), subsection 801.1
Section 802 (Sulfur Content of Coal), subsections 802.1 and 802.2
Section 803 (Sulfur Process Emissions), subsections 803.1 through 803.4
Section 804 (Nitrogen Oxide Emissions), subsection 804.1
Section 899 (Definitions and Abbreviations), subsections 899.1 and 899.2

(6) Appendices.

Appendix No. 1 (Emission Limits for Nitrogen Oxide)
Appendix No. 2 [Table of Allowable Particulate Emissions from Process Sources]
Appendix No. 3 [Allowable VOC Emissions under Section 710]

(7) Deletion of the following SIP provisions:

Section 8-2:721 (Complaints and Investigations)
Section 8-2:730 (Independence of Sections)
Section 8-2:731 (Effective Date)

The following definitions and abbreviations:

Definitions: Act, Air quality standard of the District of Columbia, Dry cleaning operation, Freeboard ratio, Mayor, Vehicular fuel tank.

Abbreviations: (Degree), VOC, “%”.

(ii) Additional material.

(A) Remainder of June 21, 1985 District of Columbia submittal pertaining to the provisions listed above.

(35) [Reserved]

(36) The carbon monoxide redesignation and maintenance plan for the District of Columbia submitted by the District of Columbia Department of Consumer and Regulatory Affairs on October 12, 1995, as part of the District of Columbia SIP. The emission inventory projections are included in the maintenance plan.

(i) Incorporation by reference.

(A) Letter of October 12, 1995 from the District of Columbia Department of Consumer and Regulatory Affairs requesting the redesignation and submitting the maintenance plan.

(B) Maintenance Plan for the Metropolitan Washington Carbon Monoxide Nonattainment Area adopted on September 20, 1995.

(ii) Additional material.

(A) Remainder of October 12, 1995 State submittal.

(37) Revisions to the District of Columbia Municipal Regulations submitted on May 2, 1997 and May 9, 1997 by the District of Columbia Department of Consumer and Regulatory Affairs:

(i) Incorporation by reference.

(A) Letter of April 29, 1997 from the Department of Consumer and Regulatory Affairs transmitting new source review (NSR) program.

(B) Regulations adopted on April 29, 1997; Title 20 of the District of Columbia Municipal Regulations (DCMR) Chapter 2, sections 200 (as amended), 201, 202, 204 (as amended), 206, 299 and the amended definition of “modification” in Chapter 1, section 199.

(ii) Additional material.

(A) Remainder of May 2, 1997 State submittal.

(B) District Register for May 9, 1997.

[37 FR 19814, Sept. 22, 1972. Redesignated at 63 FR 67417, Dec. 7, 1998]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting § 52.515, see the List of CFR Sections Affected in the Finding Aids section of this volume.